S.B. Criminal Misc. Bail Application No.3949/2006
S.B. Criminal Misc. Bail Application No.3950/2006

Date : 12.09.2006.

HON'BLE MR. SATYA PRAKASH PATHAK, J.

Mr. H.S.S. Kharlia for the applicant.
Mr. V.R. Mehta, Public Prosecutor for the State.

Both these matter under Section 439 Cr.P.C. have been filed against the same person, therefore, they are being disposed of by this common order.

I have heard learned counsel for the applicant as well as learned Public Prosecutor for the State and carefully gone through the impugned order.

The contention of learned counsel for the applicant is that applicant was Manager of the Gram Sewa Shakari Samiti from the year 1987 to 2005. According to learned counsel, it is alleged that the applicant mis-appropriated the loan amount disbursed to 12 members, in this regard, he submits that allegation is false for the reason that the applicant did nothing in relation of making embezzlement and at the instance of the applicant

handwriting of the applicant was sent to the FSL and the report is still awaited. His another contention is that out of 12 persons whose amount is said to have been embezzlement in 10 matters, this Court has already granted bail to the applicant in S.B. Criminal Misc. Bail Application Nos.4181/05, 4186/05, 4179/05, 4178/05, 4185/05, 4188/05, 4183/05, 4599/05, 4600/05 and 4601/05 vide orders passed on 03.12.2005 and 16.12.2005. Learned counsel has placed before me photo stat copies of said bail orders.

On the other hand, learned Public Prosecutor has opposed the bail applications.

I have considered the submissions made before me and carefully perused the material available on record.

Without expressing any opinion on the merit of the case while taking into consideration the overall facts and circumstances of the case and the fact that applicant has already been granted bail in 10 matters out of 12, I deem it just and proper to enlarge the accused applicant on bail.

Accordingly, the bail applications filed under Sec. 439 Cr.P.C. are allowed and it is directed that applicant Manjeet Singh son of Ajayab Singh shall be released on bail in FIR Nos.129/2006 and 139/2006 P.S. Padmpur, provided he executes personal bond in the sum of Rs.50,000/- each with two sound and solvent sureties in the sum of Rs.25,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(SATYA PRAKASH PATHAK), J.

vijayant